

Message Text

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ORIGIN COME-00

INFO OCT-01 CIAE-00 DODE-00 EB-07 NSAE-00 TRSE-00 EUR-12

ERDA-05 ISO-00 /025 R

DRAFTED BY COM/OEA/CD: GABAUER
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COMMERCE/OEA-CBCLEMENTS

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R 192231Z JUN 75
FM SECSTATE WASHDC
TO AMCONSUL FRANKFURT
INFO AMEMBASSY BERN
AMEMBASSY BONN
AMCONSUL HAMBURG
AMCONSUL MUNICH

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EXCON

E.O. 11652:N/A

TAGS:ESTC, GW, SZ

SUBJECT:HONEYWELL GMBH ET AL; OEA/CD INVESTIGATIVE CASE
9(75)-1

REF: OEA/CD 6/3 TELECON WITH WHEELER/HARRIS, CONGEN.

1. HONEYWELL INC., MINNEAPOLIS ON 6/3/75 WAS DIRECTED BY
OEA/CD TO INSTRUCT HONEYWELL GMBH, OFFENBACH, FRG TO
DESIST IMMEDIATELY FROM MAKING, WITHOUT PRIOR AUTHORIZATION
FROM OEA/CD, ANY FURTHER REEXPORTATION FROM FRG TO
SWITZERLAND, LIECHTENSTEIN OR ANY OTHER THIRD COUNTRY, OF
ANY US-ORIGIN COMMODITIES FOR WHICH HONEYWELL GMBH OBTAINED
FRG I/C'S AND TRANSMITTED SAME TO SUPPLIERS.

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2. REVIEW OF OEA LICENSING RECORDS REVEALED THREE
LICENSES ISSUED TO GCA/DAVID W. MANN IN MARCH AND APRIL
1975. HONEYWELL GMBH ORDER NUMBERS WERE 2-46336-B1200,
DATED 18 DEC. '74 AND 2-50978-B1200, DATED 25 FEB. '75 FOR

SEMICONDUCTOR AND INTEGRATED CIRCUIT MAKING EQUIPMENT;
TOTAL VALUE US 2,452,807. DOLLARS. TWO FRG I/C'S, NOS.
US 547785, DATED 12 FEB. '75 AND US 548575, DATED 28
APR. '75, COVERING ORDERED ITEMS, WERE SUBMITTED BY MANN
WITH LICENSE APPLICATIONS.

3. ACCORDING TO CON GEN INFO. AS RELAYED IN REF. TELECON
A PATTERN COMPILER, PARTS AND ACCESSORIES WAS REEXPORTED
BY GMBH, WITHOUT EITHER FRG OR US AUTHORIZATION, TO
VADUZ FRIM C/O ZURICH AIRPORT AND THENCE ON FORWARDED TO
USSR. MANN VERIFIED THAT THE PATTERN COMPILER W/PARTS
AND ACCESSORIES WAS EXPORTED TO HONEYWELL GMBH ON
16 APRIL '75. ALSO EXPORTED BY MANN TO HONEYWELL GMBH ON
20 MAY '75 WAS A TYPE 3095 PHOTO-REPEATER W/PARTS AND
ACCESSORIES.

4. MANN'S INVOICE, NO. 4318, DATED 16 APRIL '75, WAS MADE
OUT TO LOTHAR HADICKE, HONEYWELL GMBH ETC. IN THE AMOUNT
OF US 263,700. DOLLARS. INVOICE NO. 4405, DATED 19 MAY '75
CARRIED SAME ADDRESS AND WAS IN AMOUNT OF US 120,527.
DOLLARS. BOTH INVOICES CONTAINED APPROPRIATE DESTINATION
CONTROL STATEMENT, I.E., COMMODITIES LICENSED FOR
ULTIMATE DESTINATION W. GERMANY ... DIVERSION CONTRARY ETC.

5. REVIEW OF ADP PRINT-OUT FOR EXPORTS TO HONEYWELL GMBH
FOR PAST 6 MONTHS DISCLOSED SALE AND EXPORT BY KULICKE
AND SOFFA TO HONEYWELL GMBH OF TWO MODEL 578-5 BEAM
LEAD BONDERS AND ACCESSORIES, VALUE US 36,265. DOLLARS.
FRG I/C NO. US 547623, DATED 1/29/75 COVERED THIS
TRANSACTION. SHIPMENT WAS MADE 27 MARCH '75. AS WITH
APPLIED MATERIALS AND MANN EQUIPMENT THE BONDER IS FOR
MANUFACTURE OF SEMICONDUCTOR DEVICES AND INTEGRATED
CIRCUITS AND ALSO IS COCOM CONTROLLED.

6. ABOVE MENTIONED MANN EQUIPMENT ALREADY SHIPPED TOTALS
US 384,227. DOLLARS LEAVING US 2,068,580. DOLLARS VALUE
UNSHIPPED. SCHEDULE FOR REMAINDER WAS AS FOLLOWS:
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1 - TYPE 3000 PATTERN GENERATOR W/PARTS AND ACCESS. -
READY TO CRATE.; 3 - DITTO - 1 ON 1 AUG., 1 ON 15 SEPT.
AND 1 ON 1 NOV.; 3 - TYPE 3095 PHOTOREPEATERS W/PARTS,
ACCESSORIES, ALIGNMENT INSTRUMENTS AND CONTACT PRINTER -
2 ON JULY, 1 ON 1 AUG.; 3 - TYPE 9300 PATTERN COMPILERS
W/PARTS AND ACCESSORIES - 1 ON 1 AUG., 1 ON 15 SEPT. AND
1 ON 1 NOV.

7. CONGEN BY NOW UNDOUBTEDLY AWARE HONEYWELL GMBH 11 JUNE
TELEX TO MANN ADVISING THEY EXERCISING RIGHT OF RESCISSION
WITH REGARD TO PURCHASE CONTRACT. IN VIEW OF STATEMENT ON
MANN'S INVOICE THAT GOODS LICENSED FOR FRG ONLY AND QUOTE

ACCOUNT FURTHER INQUIRIES MADE BY US IN MEANTIME UNQUOTE
HONEYWELL CLAIMS THEY WERE UNDER ERRONEOUS ASSUMPTION
COMMODITIES COULD BE REEXPORTED. HONEYWELL STATED THAT
IN EVENT NECESSARY US AND FRG EXPORT LICENSES COULD BE
OBTAINED TO PERMIT HONEYWELL TO DELIVER GOODS TO ITS

CUSTOMER THEY WOULD BE PREPARED TO COMPLY WITH TERMS OF
CONTRACT. MANN TELEXED REPLY TO HONEYWELL GMBH STATING,
INTER ALIA, THEY PLACING HOLD ON ORDERS PENDING FURTHER
ACTION. MANN STATED EVERY EFFORT MUST BE MADE TO MAKE
FAIR AND EQUITABLE ARRANGEMENT FOR CONTINUATION OF
CONTRACTS OR FOR PAYMENT OF CANCELLATION CHARGES.

8. COPY OF TELEX FROM OTTO WILD, GCA/D.W.MANN,
KREUZLINGEN, DATED 12 JUNE '75, TO GCA/MANN, BURLINGTON,

MASS. STATES THAT IN HONEYWELL NEGOTIATIONS REEXPORTATION
NEVER DISCUSSED. IN FACT, DISCUSSIONS WERE HELD WITH
HONEYWELL PLANNING TRAINING COURSES FOR THEIR TECHNICIANS.

9. REQUEST CONGEN OBTAIN, IN ADDITION TO REEXPORT
PATTERN COMPILER, INFORMATION AS TO PRESENT WHEREABOUTS OF
PHOTOREPEATER SHIPPED TO FRANKFURT ON 20 MAY. AND THE K
AND S BONDER SENT ON 27 MARCH. IF DISPOSITION OF EITHER
OR BOTH SIMILAR TO COMPILER ATTEMPT OBTAIN RELEVANT
DATA EVIDENCING ILLEGAL REEXPORTATION AND ULTIMATE
DESTINATION. KISSINGER

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Margaret P. Grafeld
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